

**TUESDAY, JANUARY 14, 2020 –36TH LEGISLAIVE DAY**

**SENATE JOURNAL**  
**OF THE**  
**ONE HUNDRED ELEVENTH GENERAL ASSEMBLY**  
**OF THE**  
**STATE OF TENNESSEE**  
**SECOND REGULAR SESSION**  
**TUESDAY, JANUARY 14, 2020**  
**THIRTY-SIXTH LEGISLATIVE DAY**  
**CALL TO ORDER**

The Senate met at 12:00 p.m., and was called to order by Mr. Speaker McNally.

**PRAYER**

The proceedings were opened with prayer by Pastor Ron Jordan of First Baptist Church, Lenoir City, Tennessee, a guest of Mr. Speaker McNally and Senator Bell.

**PLEDGE OF ALLEGIANCE**

Senator Bell led the Senate in the Pledge of Allegiance to the Flag.

**SALUTE TO THE FLAG OF TENNESSEE**

Senator Bell led the Senate in the Salute to the Flag of Tennessee.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 32

Senators present were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Lundberg, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

**COMMUNICATIONS**

January 10, 2020

Lt. Governor Randy McNally

**TUESDAY, JANUARY 14, 2020 –36TH LEGISLAIVE DAY**

425 Fifth Avenue  
Suite 700, Cordell Hull Building  
Nashville, TN 37243

Dear Lt. Governor McNally,

This letter is to request approval of Senator Dolores Gresham's absence for the week of January thirteenth through the seventeenth. Please contact Chase Ingle at 615-741-2368 if you have any questions or concerns.

Sincerely,

/s/ Dolores Gresham  
Senator, District 26

APPROVED: Lieutenant Governor  
Randy McNally

### **MOTION**

Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 1552 through 1592** be passed on first consideration, which motion prevailed.

### **INTRODUCTION OF BILLS**

The Speaker announced the following bills were filed for introduction and passed first consideration:

**Senate Bill No. 1552** by Senator Massey.

State Symbols -- As introduced, designates "The Volunteer State" as the official nickname of this state. Amends TCA Title 4, Chapter 1, Part 3.

**Senate Bill No. 1553** by Senator Gardenhire.

Naming and Designating -- As introduced, renames the CSM Bobby G. Davis and BG Carl E. Levi National Guard Armory as the BG Carl E. Levi and CSM Bobby G. Davis National Guard Armory. Amends Chapter 358 of the Public Acts of 2019.

**Senate Bill No. 1554** by Senator Gilmore.

Safety -- As introduced, directs the POST commission to study and make recommendations on how vehicle drivers and passengers should behave when stopped by a police officer; requires the department of safety to include the recommendations in the driver license manual and on the department's website. Amends TCA Title 39; Title 40 and Title 55.

**Senate Bill No. 1555** by Senator Gilmore.

Election Laws -- As introduced, authorizes voters to request an absentee ballot by an online form. Amends TCA Title 2, Chapter 6, Part 2.

**Senate Bill No. 1556** by Senator Gilmore.

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Consumer Protection -- As introduced, makes it an unfair and deceptive act or practice under the Tennessee Consumer Protection Act of 1977 for a person engaged in the sale or distribution of vapor products to not include a warning label stating certain health and safety risks on vapor products sold to customers in this state. Amends TCA Title 4; Title 5; Title 6; Title 7; Title 33; Title 39; Title 47; Title 49; Title 63 and Title 68.

### **Senate Bill No. 1557** by Senator Gilmore.

Consumer Protection -- As introduced, requires the department of health to post on its website information from the centers for disease control and prevention concerning the health effects and dangers of persons using vapor products and requires the department of health, in coordination with the department of education, to disseminate the information to students in public middle schools, junior high schools, and senior high schools in this state. Amends TCA Title 4; Title 7; Title 8; Title 9; Title 39; Title 47; Title 49; Title 63 and Title 68.

### **Senate Bill No. 1558** by Senator Gardenhire.

Education, Higher -- As introduced, declares an act of the general assembly enacted after January 1, 2020, that mandates a discount or waiver of the tuition or fees charged at public institutions of higher education unenforceable against an institution affected by the act unless the general assembly annually appropriates a sum sufficient to fully fund the discount or waiver program at the institution; requires each public institution of higher education to report certain information concerning discount and waiver programs. Amends TCA Title 8 and Title 49.

### **Senate Bill No. 1559** by Senator Gardenhire.

Regional Authorities and Special Districts -- As introduced, authorizes senators and representatives to decline appointment or appoint a designee to the board of the management corporation for a central business improvement district or inner-city redevelopment district; prohibits subsequent creation of a district for a period of one year if a petition fails to receive the requisite number of signatures. Amends TCA Title 7, Chapter 84, Part 5 and Title 7, Chapter 84, Part 6.

### **Senate Bill No. 1560** by Senator Kelsey.

Alcoholic Beverages -- As introduced, authorizes the sale of alcoholic beverages and beer for consumption on the premises of the Memphis Zoo during the zoo's regular operating hours. Amends TCA Section 57-4-101.

### **Senate Bill No. 1561** by Senator Haile.

Traffic Safety -- As introduced, authorizes Sumner County and municipalities within the county to establish special speed limits in school zones. Amends TCA Section 55-8-152.

### **Senate Bill No. 1562** by Senator Gardenhire.

Naming and Designating -- As introduced, names the entry driveway at the Bradley County Tennessee State Veterans Home the John Simmons Parkway.

### **Senate Bill No. 1563** by Senator Haile.

Davidson County -- As introduced, authorizes Davidson County to designate Division IV of the general sessions court as the environmental court, pending local approval. Amends TCA Chapter 212 of the Public Acts of 1993 and Chapter 667 of the Public Acts of 2002.

### **Senate Bill No. 1564** by Senator Hensley.

Telecommunications -- As introduced, makes it an unfair or deceptive act under the Consumer Protection Act of 1977, for cell phone service providers to fail to provide an existing customer with a

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written summary of charges to sign before entering into a new or modified plan for cell phone service. Amends TCA Title 12; Title 47, Chapter 18 and Title 65.

### **Senate Bill No. 1565** by Senator Hensley.

Education, Dept. of -- As introduced, allows an LEA to choose to administer TCAP tests to its students in a paper format beginning with the 2020-2021 school year if the commissioner authorizes TCAP tests to be administered in a computerized format; requires the department to provide TCAP test materials in a paper format to LEAs choosing to administer TCAP tests in a paper format. Amends TCA Title 49 and Chapter 475 of the Public Acts of 2019.

### **Senate Bill No. 1566** by Senator Hensley.

Firearms and Ammunition -- As introduced, creates exceptions to the offense of open or concealed carrying of a firearm with the intent to go armed for any person legally in possession and not prohibited from possessing a firearm; converts existing defenses to be exceptions. Amends TCA Title 10; Title 33; Title 38; Title 39; Title 40; Title 50 and Title 70.

### **Senate Bill No. 1567** by Senator Hensley.

Local Government, General -- As introduced, requires this state to refuse to consent to receive any refugees for purposes of resettlement; requires each local government within this state to refuse to consent to receive any refugees for purposes of resettlement unless resettlement within its jurisdiction is approved by a certain process. Amends TCA Title 4; Title 5; Title 6 and Title 7.

### **Senate Bill No. 1568** by Senator Hensley.

Sexual Offenders -- As introduced, permits a sexual offender to reside, conduct an overnight visit, or be alone with the offender's child unless the offender's parental rights have been or are being terminated or any minor or adult child of the offender was a victim of the sexual offense committed by the offender. Amends TCA Title 40, Chapter 39.

### **Senate Bill No. 1569** by Senator Kelsey.

Election Laws -- As introduced, authorizes absentee ballot counting boards to begin to tabulate the results of early and absentee voting at the time the polls are statutorily required to close, even if voters in the county are still waiting in line to vote; requires the absentee ballot counting board to publicly announce the results immediately upon the completion of the tabulation. Amends TCA Title 2.

### **Senate Bill No. 1570** by Senator Yager.

Election Laws -- As introduced, adds the state and local government committee of the senate and the local government committee of the house to where the secretary of state files the annual consolidated report on HAVA requirements and payments. Amends TCA Title 2.

### **Senate Bill No. 1571** by Senator Yager.

Firearms and Ammunition -- As introduced, requires the secretary of state to issue state identification cards, which serve as proof that the holder is authorized to carry a firearm as law enforcement, to inmate relations coordinators and correctional officers who have completed the appropriate probationary period established by the department of correction, rather than only to those who are vested. Amends TCA Title 38, Chapter 8 and Title 39, Chapter 17, Part 13.

### **Senate Bill No. 1572** by Senator Yager.

Water Pollution -- As introduced, reduces the time within which administrative enforcement decisions under the Water Quality Control Act must be published on the website of the department of

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environment and conservation from five business days to four business days. Amends TCA Title 4, Chapter 3, Part 5; Title 11; Title 68 and Title 69.

### **Senate Bill No. 1573** by Senator Yager.

Motor Vehicles -- As introduced, authorizes the operation of off-highway vehicles on segments of U.S. Highway 25W (State Route 9) in the City of LaFollette in Campbell County. Amends TCA Section 55-8-185.

### **Senate Bill No. 1574** by Senator Yager.

Election Laws -- As introduced, adds the government operations committees to the list of committees that are to receive a copy of the consolidated report on the Help America Vote Act from the secretary of state each year. Amends TCA Title 2 and Title 40, Chapter 29.

### **Senate Bill No. 1575** by Senator Yager.

Pensions and Retirement Benefits -- As introduced, makes a person ineligible for a political subdivision's former retirement plan in the TCRS if the person is hired after the political subdivision changes to any other plan offered by the retirement system; requires that any person wishing to establish service credit in the retirement system must establish such service under the terms of the retirement system plan that existed at the time the service was established and not at the time the service was rendered. Amends TCA Section 8-35-253 and Section 8-37-214.

### **Senate Bill No. 1576** by Senator Yager.

Tennessee Housing Development Agency -- As introduced, increases, from \$2.93 billion to \$5 billion, the maximum aggregate principal amount for which the agency may issue bonds and notes at any one time. Amends TCA Section 13-23-121.

### **Senate Bill No. 1577** by Senator Haile.

Pensions and Retirement Benefits -- As introduced, allows TCRS members who served in the armed forces during certain periods of armed conflict to establish retirement credit for the military service under certain conditions. Amends TCA Section 8-34-605.

### **Senate Bill No. 1578** by Senators Dickerson and Jackson.

Correction, Dept. of -- As introduced, authorizes the department to contribute state funds toward the funeral expenses of any correctional employee killed in the line of duty. Amends TCA Title 4, Chapter 3, Part 6.

### **Senate Bill No. 1579** by Senator Yager.

Education, Higher -- As introduced, increases from \$1,000 to \$1,250, the amount awarded each semester to a full-time student receiving the middle college scholarship. Amends TCA Title 49, Chapter 4, Part 9.

### **Senate Bill No. 1580** by Senator Powers.

Lottery, Scholarships and Programs -- As introduced, deletes the requirement that a high school student must be a Tennessee resident for at least one year in order to be eligible to receive a dual enrollment grant. Amends TCA Title 49, Chapter 4.

### **Senate Bill No. 1581** by Senator Powers.

Courts, Juvenile -- As introduced, adds rape, aggravated rape, rape of a child, and aggravated rape of a child to the list of offenses for which a juvenile younger than 14 may be transferred to criminal court and tried as an adult. Amends TCA Section 37-1-134 and Title 39, Chapter 13, Part 5.

**Senate Bill No. 1582** by Senator Powers.

Juvenile Offenders -- As introduced, allows a juvenile court judge to require a juvenile less than 14 years of age at the time an act was committed to register as a violent juvenile sexual offender if the juvenile is adjudicated delinquent for certain acts that, if committed by an adult, would constitute certain violent sexual offenses; requires a hearing and consideration of certain factors. Amends TCA Title 37, Chapter 1, Part 1; Title 39, Chapter 13 and Title 40, Chapter 39, Part 2.

**Senate Bill No. 1583** by Senator Powers.

Search & Seizure -- As introduced, permits a sheriff or deputy sheriff to search any vehicle parked in a jail visitor parking lot without a warrant if the lot is restricted to only jail visitors and signs are displayed at all entrances and exits of the parking lot providing notice of search. Amends TCA Title 40 and Title 41.

**Senate Bill No. 1584** by Senator Powers.

Dentists and Dentistry -- As introduced, allows a dentist to enter into a direct primary care agreement with an individual patient or the patient's legal representative pursuant to the Health Care Empowerment Act. Amends TCA Title 4; Title 56 and Title 63.

**Senate Bill No. 1585** by Senator Gardenhire.

Secretary of State -- As introduced, lengthens the period of time the secretary of state may extend for a charitable organization to file a registration renewal application. Amends TCA Title 48, Chapter 101, Part 5.

**Senate Bill No. 1586** by Senator Johnson.

Statutes and Codification -- As introduced, codifies the Acts of the 2019 regular session.

**Senate Bill No. 1587** by Senator Massey.

Motor Vehicles -- As introduced, requests the department of revenue to submit a one-time report to the fiscal review committee and transportation committees of each house on or before March 1, 2020, projecting the number of current low-emission or low-emission and energy-efficient vehicles issued stickers to operate in the high occupancy vehicle lanes, and the projected number over the next four years. Amends TCA Title 4; Title 9; Title 54; Title 55 and Title 67.

**Senate Bill No. 1588** by Senator Massey.

Highways, Roads and Bridges -- As introduced, deletes requirement that certain funds from the 1986 gasoline tax increases be used only for specific highway projects during the 1986-1987 and 1993-1994 fiscal years. Amends TCA Title 4; Title 9; Title 54; Title 55 and Title 67.

**Senate Bill No. 1589** by Senator Massey.

Driver Licenses -- As introduced, requires the department of safety to report to the transportation committees of both houses by February 1, 2020, the number of commercial driver license holders who previously held military commercial driver licenses, and whether they experienced any barriers in applying for such state license. Amends TCA Title 4; Title 9; Title 54; Title 55 and Title 67.

**Senate Bill No. 1590** by Senator Massey.

Highways, Roads and Bridges -- As introduced, increases, from 10 to 30, the number of days an owner of utility facilities located in a state highway right-of-way has to respond to a second relocation notice, and the number of days an owner has to file the reservation of rights notice with the department of transportation. Amends TCA Title 54.

**Senate Bill No. 1591** by Senator Massey.

Motor Vehicles, Titling and Registration -- As introduced, creates a new specialty earmarked license plate for the Southern Leopard frog (*Lithobates sphenoccephalus*). Amends TCA Title 55.

**Senate Bill No. 1592** by Senator Watson.

Finance and Administration, Dept. of -- As introduced, adds the bureau of TennCare to the list of designated state agencies required to submit annual reports to the department regarding federal receipts. Amends TCA Section 9-1-111.

**MOTION**

Senator Johnson moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 641 through 702**; and **Senate Resolutions Nos. 88 through 91** be passed on first consideration and lie over, which motion prevailed.

**INTRODUCTION OF RESOLUTIONS**

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

**Senate Joint Resolution No. 641** by Senator Roberts.

Memorials, Professional Achievement -- Gina Holt, City Manager of the Year.

**Senate Joint Resolution No. 642** by Senator Gilmore.

Memorials, Recognition -- Apollo 11 moon landing, 50th anniversary.

**Senate Joint Resolution No. 643** by Senator Gilmore.

Memorials, Recognition -- "Voters' Rights Week," February 3-7, 2020.

**Senate Joint Resolution No. 644** by Senator Yager.

Memorials, Death -- Ronald "Ronnie" Lee Raper.

**Senate Joint Resolution No. 645** by Senator Yager.

General Assembly, Statement of Intent or Position -- Expresses support for the deregulation of the glider manufacturing industry in this state.

**Senate Joint Resolution No. 646** by Senator Yager.

Memorials, Death -- Maurice P. Greif.

**Senate Joint Resolution No. 647** by Senator Yager.

Memorials, Death -- Bethel Ray Poston Jr.

**Senate Joint Resolution No. 648** by Senator Kelsey, Mr. Speaker McNally; Senators

Johnson, Yager, Bailey, Watson, Bell, White, Powers, Rose and Roberts.

Constitutional Amendments -- Proposes adding a provision establishing right to work regardless of status of affiliation with any labor union or employee organization.

**Senate Joint Resolution No. 649** by Senator Yager and Mr. Speaker McNally.

Memorials, Death -- Judge Conrad E. Troutman, Jr.

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**Senate Joint Resolution No. 650** by Senator Dickerson.

Memorials, Recognition -- Ann H. Murphy, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 651** by Senator Dickerson.

Memorials, Recognition -- Ann Ralls Brown, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 652** by Senator Dickerson.

Memorials, Recognition -- William L. Upchurch, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 653** by Senator Dickerson.

Memorials, Recognition -- William Loeffel, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 654** by Senator Dickerson.

Memorials, Recognition -- Travis Frew, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 655** by Senator Dickerson.

Memorials, Recognition -- Spencer Sweat, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 656** by Senator Dickerson.

Memorials, Recognition -- Will Hatfield, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 657** by Senator Dickerson.

Memorials, Recognition -- Tiara Coleman, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 658** by Senator Dickerson.

Memorials, Recognition -- Sarah Neese, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 659** by Senator Dickerson.

Memorials, Recognition -- Tyler Cauble, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 660** by Senator Dickerson.

Memorials, Recognition -- Tabitha Robinson, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 661** by Senator Dickerson.

Memorials, Recognition -- Sarah Mathews, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 662** by Senator Dickerson.

Memorials, Recognition -- Samantha Simpson, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 663** by Senator Dickerson.

Memorials, Recognition -- Rob Eakin, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 664** by Senator Dickerson.

Memorials, Recognition -- Mallory Acheson, Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 665** by Senator Dickerson.

Memorials, Recognition -- Sam Deaton, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 666** by Senator Dickerson.



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Memorials, Recognition -- Racquel B. Martin, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 667** by Senator Dickerson.

Memorials, Recognition -- Kelsie K. Lancaster, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 668** by Senator Dickerson.

Memorials, Recognition -- Roger S. Waynick, Jr., 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 669** by Senator Dickerson.

Memorials, Recognition -- Patrick Thomas, Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 670** by Senator Dickerson.

Memorials, Recognition -- Jordan Thomas, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 671** by Senator Dickerson.

Memorials, Recognition -- Jeanette Opheim, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 672** by Senator Dickerson.

Memorials, Recognition -- Elam Freeman, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 673** by Senator Dickerson.

Memorials, Recognition -- Hannah Kay Hunt Freeman, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 674** by Senator Dickerson.

Memorials, Recognition -- Courtney Lauren Vick, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 675** by Senator Dickerson.

Memorials, Recognition -- Coleman C. "Cole" Parrish, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 676** by Senator Dickerson.

Memorials, Recognition -- Ellie Estes, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 677** by Senator Dickerson.

Memorials, Recognition -- Daniel Goodman, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 678** by Senator Dickerson.

Memorials, Recognition -- Ben Bartholomew, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 679** by Senator Dickerson.

Memorials, Recognition -- Danielle Johns, 2020 Nashville's Top 30 Under 30.

**Senate Joint Resolution No. 680** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Dr. Valencia May, Board of Trustees of Austin Peay State University.

**Senate Joint Resolution No. 681** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Gary E. Luck, Board of Trustees of Austin Peay State University.

**Senate Joint Resolution No. 682** by Senator Johnson.

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General Assembly, Confirmation of Appointment -- Billy P. Atkins, Board of Trustees of Austin Peay State University.

**Senate Joint Resolution No. 683** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Dr. Richard Allen Lewis, Board of Trustees of Tennessee State University.

**Senate Joint Resolution No. 684** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Dr. Deborah A. Cole, Board of Trustees of Tennessee State University.

**Senate Joint Resolution No. 685** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Andre Johnson, Board of Trustees of Tennessee State University.

**Senate Joint Resolution No. 686** by Senator Johnson.

General Assembly, Confirmation of Appointment -- John Crosslin, Board of Directors of the Tennessee Education Lottery Corporation.

**Senate Joint Resolution No. 687** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Chris Patterson, Board of Directors of the Tennessee Education Lottery Corporation.

**Senate Joint Resolution No. 688** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Susan S. Lanigan, Board of Directors of the Tennessee Education Lottery Corporation.

**Senate Joint Resolution No. 689** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Brad Box, University of Tennessee Board of Trustees.

**Senate Joint Resolution No. 690** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Kelly Wolfe, Board of Trustees of East Tennessee State University.

**Senate Joint Resolution No. 691** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Dorothy Grisham, Board of Trustees of East Tennessee State University.

**Senate Joint Resolution No. 692** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Dr. Linda Latimer, Board of Trustees of East Tennessee State University.

**Senate Joint Resolution No. 693** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Carol L. Roberts, Board of Trustees of University of Memphis.

**Senate Joint Resolution No. 694** by Senator Johnson.

General Assembly, Confirmation of Appointment -- David A. North, Board of Trustees of University of Memphis.

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**Senate Joint Resolution No. 695** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Douglas Edwards, Board of Trustees of University of Memphis.

**Senate Joint Resolution No. 696** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Fred Lowery, Board of Trustees of Tennessee Technological University.

**Senate Joint Resolution No. 697** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Johnny Stites, Board of Trustees of Tennessee Technological University.

**Senate Joint Resolution No. 698** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Rhedona Rose, Board of Trustees of Tennessee Technological University.

**Senate Joint Resolution No. 699** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Teresa Vanhooser, Board of Trustees of Tennessee Technological University.

**Senate Joint Resolution No. 700** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Thomas R. Boyd, Board of Trustees of Middle Tennessee State University.

**Senate Joint Resolution No. 701** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Pamela J. Wright, Board of Trustees of Middle Tennessee State University.

**Senate Joint Resolution No. 702** by Senator Johnson.

General Assembly, Confirmation of Appointment -- J.B. Baker, Board of Trustees of Middle Tennessee State University.

**Senate Resolution No. 88** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Mark Gill, Board of Regents.

**Senate Resolution No. 89** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Weston Wamp, Board of Regents.

**Senate Resolution No. 90** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Danni B. Varlan, Board of Regents.

**Senate Resolution No. 91** by Senator Johnson.

General Assembly, Confirmation of Appointment -- Miles Burdine, Board of Regents.

**MOTION**

Senator Haile moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 707**, out of order, which motion prevailed.

**INTRODUCTION OF RESOLUTION**

**Senate Joint Resolution No. 707** by Senator Haile.  
Memorials, Retirement -- Deana Guenther.

On motion of Senator Haile, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 707** was adopted.

**CALENDAR**

**Senate Bill No. 1304** -- Adoption -- As introduced, prohibits a private licensed child-placing agency from being required to perform, assist, consent to, refer, or participate in any child placement for foster care or adoption that would violate the agency's written religious or moral convictions. Amends TCA Title 36, Chapter 1, Part 1.

On motion, Senate Bill No. 1304 was made to conform with **House Bill No. 836**.

On motion, House Bill No. 836, on same subject, was substituted for Senate Bill No. 1304.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Senator Yarbro moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 36, Chapter 1, Part 1, is amended by adding the following language as a new, appropriately designated section:

(a) To the extent allowed by federal law, a private licensed child-placing agency is not required to perform, assist, counsel, recommend, consent to, refer, or participate in any placement of a child for foster care or adoption when the proposed placement violates the agency's written religious or moral convictions or policies.

(b) To the extent allowed by federal law, the department of children's services shall not deny an application for an initial license or renewal of a license or revoke the license of a private child-placing agency because of the agency's objection to performing, assisting, counseling, recommending, consenting to, referring, or participating in a placement that violates the agency's written religious or moral convictions or policies.

(c) Refusal of a private licensed child-placing agency to perform, assist, counsel, recommend, consent to, refer, or participate in a placement that violates the agency's written religious or moral convictions or policies shall not form the basis of a civil action for either damages or injunctive relief.

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(d) This section only applies to a child-placing agency that does not receive public funds.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Senator Rose moved that Amendment No. 2 go to the table, which motion prevailed.

**MR. SPEAKER MCNALLY RELINQUISHES CHAIR**

Mr. Speaker McNally relinquished the Chair to Senator Haile as Speaker pro tempore.

Senator Pody moved for the previous question on House Bill No. 836, which motion prevailed.

Thereupon, **House Bill No. 836** passed its third and final consideration by the following vote:

Ayes . . . . . 20  
Noes . . . . . 6  
Present, not voting . . . 5

Senators voting aye were: Bailey, Bell, Bowling, Crowe, Haile, Hensley, Johnson, Kelsey, Niceley, Pody, Powers, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White and Yager--20

Senators voting no were: Akbari, Dickerson, Gilmore, Kyle, Robinson and Yarbro--6

Senators present and not voting were: Briggs, Gardenhire, Lundberg, Massey and Mr. Speaker McNally--5

A motion to reconsider was tabled.

**MOTION**

Senator Johnson moved the Proposed Schedule for the week of January 13, 2020, be adopted and made the action of the Senate, which motion prevailed.

**TENNESSEE STATE SENATE  
111th GENERAL ASSEMBLY**

**WEEK OF JANUARY 13, 2020**

**TUESDAY, JANUARY 14, 2020**

**Noon**

1:30 p.m.  
2:30 p.m.  
3:30 p.m.

**Session – Senate Chamber**

Finance, Ways & Means Committee  
State & Local Government Committee  
Commerce and Labor Committee

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4:30 p.m.

Judiciary Committee

**WEDNESDAY, JANUARY 15, 2020**

8:30 a.m.

Health & Welfare Committee

10:00 a.m.

Government Operations Committee

11:30 a.m.

Lunch

12:30 p.m.

Transportation & Safety Committee

1:30 p.m.

Energy, Agriculture & Natural Resources Committee

**THURSDAY, JANUARY 16, 2020**

8:30 a.m.

**Session – Senate Chamber**

- Ethics Training, Mr. Bill Young, Executive Director of Bureau of Ethics and Campaign Finance

**OTHER MEETINGS:**

**Monday, January 13th**

9:00 a.m.

Joint Government Operations Committee

**Thursday, January 16th**

10:30 a.m.

Chronic Disease Prevention Task Force, Senate Hearing Room I

**Note:**

- On Monday, January 20th, the Senate will observe the Martin Luther King, Jr. holiday.

**MOTION**

Senator Johnson moved the Proposed Schedule for the week of January 20, 2020, be adopted and made the action of the Senate, which motion prevailed.

**TENNESSEE STATE SENATE  
111th GENERAL ASSEMBLY**

**WEEK OF JANUARY 20, 2020**

**MONDAY, JANUARY 20, 2020**

**State Holiday– Martin Luther King, Jr. Day**

**TUESDAY, JANUARY 21, 2020**

9:30 a.m.

Finance, Ways & Means Committee

10:30 a.m.

State & Local Government Committee

12:30 p.m.

Lunch

1:00 p.m.

Commerce and Labor Committee

3:00 p.m.

Judiciary Committee

**WEDNESDAY, JANUARY 22, 2020**

8:30 a.m.

**Session – Senate Chamber**

**TUESDAY, JANUARY 14, 2020 –36TH LEGISLAIVE DAY**

10:00 a.m.	Government Operations Committee
11:00 a.m.	Transportation Committee
12:00 p.m.	Lunch
12:30 p.m.	Energy, Agriculture & Natural Resources Committee
1:30 p.m.	Health & Welfare Committee
2:30 p.m.	Education Committee

**THURSDAY, JANUARY 23, 2020**

**8:30 a.m. Session – Senate Chamber**

**OTHER MEETINGS:**

**Tuesday, January 21st**

11:00 a.m. State & Local Government Oversight Subcommittee, Senate Hearing Room I

**Thursday, January 23rd**

11:00 a.m. Fiscal Review Committee, House Hearing Room I

**MOTION**

On motion of Senator Reeves, his name was added as prime sponsor of **Senate Bill No. 322.**

On motion of Senator Crowe, his name was added as sponsor of **Senate Bill No. 347.**

On motion of Senator Powers, his name was added as sponsor of **Senate Bill No. 486.**

On motion of Senator Yager, his name was added as sponsor of **Senate Bill No. 589.**

On motion of Senator Gilmore, her name was added as sponsor of **Senate Bill No. 655.**

On motion of Senator Gilmore, her name was added as sponsor of **Senate Bill No. 849.**

On motion of Senator Pody, his name was added as sponsor of **Senate Bill No. 1250.**

On motion of Senator Akbari, her name was added as sponsor of **Senate Bill No. 1560.**

On motion of Senators White, Powers, Rose, Roberts, Jackson, Stevens and Swann, their names were added as sponsors of **Senate Joint Resolution No. 648.**

On motion of Mr. Speaker McNally, his name was added as sponsor of **Senate Joint Resolution 703.**

**ENGROSSED BILLS**

January 14, 2020

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolution No. 707; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON

Deputy Chief Clerk

**REPORT OF COMMITTEE ON CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Tuesday, January 14, 2020: Senate Bill No. 1304.

This the 10th day of January, 2020.  
JACKSON, Chairperson

**ADJOURNMENT**

Senator Johnson moved the Senate adjourn until 8:30 a.m., Thursday, January 16, 2020, which motion prevailed.